

(16) Gross and willful and continued overcharging for professional services; including filing of false statements for collection of fees for which services are not rendered.

(17) Offering, undertaking or agreeing to cure or treat disease by a secret method, procedure, treatment or medicine.

(18) Professional, PHYSICAL, or mental incompetency.

[[IN MAKING ITS INVESTIGATION THE COMMISSION MAY REQUEST A PHYSICIAN TO SUBMIT TO AN APPROPRIATE EXAMINATION BY PHYSICIANS DESIGNATED BY THE COMMISSION AT THE EXPENSE OF THE COMMISSION. FAILURE OF A PHYSICIAN TO SUBMIT TO THE REQUEST WHEN REQUESTED CONSTITUTES AN ADMISSION OF INABILITY TO PRACTICE COMPETENTLY UNLESS THE FAILURE IS DUE TO CIRCUMSTANCES BEYOND HIS CONTROL, AND A DEFAULT AND FINAL ORDER MAY BE ENTERED WITHOUT THE TAKING OF TESTIMONY OR PRESENTATION OF EVIDENCE. A PHYSICIAN AFFECTED UNDER THIS PROCEEDING SHALL BE AFFORDED AN OPPORTUNITY AT REASONABLE INTERVALS TO DEMONSTRATE THAT HE CAN RESUME THE COMPETENT PRACTICE OF MEDICINE IN COMPLIANCE WITH STANDARDS OF ACCEPTABLE AND PREVAILING MEDICAL PRACTICE. A PHYSICIAN WHO ACCEPTS THE PRIVILEGE OF PRACTICING MEDICINE IN THIS STATE AND IS LICENSED TO PRACTICE MEDICINE IN THIS STATE IS DEEMED TO HAVE GIVEN HIS CONSENT TO SUBMIT TO THE EXAMINATION PROVIDED REQUESTED FOR IN THIS SUBSECTION WHEN REQUESTED IN WRITING BY THE COMMISSION, AND TO HAVE WAIVED ALL OBJECTIONS TO THE ADMISSIBILITY OF THE TESTIMONY OR EXAMINATION REPORTS OF THE EXAMINING DOCTOR OF MEDICINE ON THE GROUND THAT THE TESTIMONY OR REPORTS CONSTITUTE A PRIVILEGED COMMUNICATION.]]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975.

Approved May 15, 1975.

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#### CHAPTER 701

(House Bill 623)

AN ACT concerning

Merit System - Part-time Employment

FOR the purpose of [[providing increased employment